

# EXHIBIT 10

**Ramsey, Gabriel M.**

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**From:** cjensen@ghiplaw.com  
**Sent:** Friday, April 04, 2014 7:13 PM  
**To:** bluespike@ghiplaw.com; Colin Jensen  
**Cc:** Caridis, Alyssa; de Blank, Bas; Higgins, Christopher J.; Ottenweller, Chris R.; Ramsey, Gabriel M.; nchaterjee@orrick.com; Eric Findlay; wlackey@findlaycraft.com  
**Subject:** Re: Blue Spike v. Audible Magic - Preliminary Election of Asserted Claims

CORRECTED. PLEASE DISREGARD PREVIOUS SELECTION.  
Counsel,

Pursuant to the Court's March 6, 2014 Scheduling and Discovery Orders (Dkt. Nos. 1331 and 1332), Blue Spike makes the following preliminary election of asserted claims:

U.S. Patent No. 8,214,175 – Claims 8, 11-13, 15-17  
U.S. Patent No. 7,346,472 – Claims 3-4, 8, 11  
U.S. Patent No. 7,949,494 – Claims 1, 4-5, 11, 17-18, 20-22, 29  
U.S. Patent No. 7,660,700 – Claims 1, 6-8, 10-11, 40, 49-51



**Colin Jensen**

888.908.4400 x103 / [cjensen@ghiplaw.com](mailto:cjensen@ghiplaw.com)  
218 N College Ave, Tyler, TX 75702  
44 N San Pedro, San Rafael, CA 94903  
<http://www.ghiplaw.com>

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